



REMARKS

Claims 1-38 and 41-61 are pending in the Application. Claims 6-8 stand objected to and claims 1-5, 9-38 and 41-61 stand rejected. All pending claims are the subject of an Appeal filed concurrently herewith. The sole purpose of this amendment is to amend claim 35.

Rejection under 35 U.S.C §112

Claim 35 stands rejected under 35 U.S.C. 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. In particular, the Examiner finds that the limitation "said integrity response" lacks antecedent basis. Applicants have amended claim 35 to depend from claim 34, which provides the required antecedent basis. Applicants submit that entry of this Amendment after Final Action is proper under 37 C.F.R. 1.116 because this amendment presents rejected claims in better form for consideration on appeal.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 12-0415. In particular, if this response is not timely filed, the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136(a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 12-0415.

I hereby certify that this correspondence is being deposited with the United States Post Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 21, 2005

(Date of Transmission)

Alma Smalling

(Name of Person Transmitting)

(Signature)

11/21/05

(Date)

Respectfully submitted,

Robert Popa

Attorney for Applicants

Reg. No. 43,010

LADAS & PARRY

5670 Wilshire Boulevard, Suite 2100

Los Angeles, California 90036

(323) 934-2300 voice

(323) 934-0202 facsimile

rpopa@ladasperry.com